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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#14

In re Applicant:

Dolina et al.

Serial No. 09/674,492

Filed: November 13, 2000

Int'l Filing Date:

May 12, 1999

For:

Diagnosis Of Predisposition To Epilepsy

And Monitoring Of Anti-Epileptic Treatment§

RECEIVED

AUG 0 3 2006

OFFICE OF PETITIONS

Attorney

Docket: 1067/7

Commissioner of Patents and Trademarks Alexandria, Virginia 22313

PETITION TO REVIVE UNINTENTIONALLY ABANDONED APPLICATION UNDER 37 CFR 1.137(b)

Sir:

Applicants petition the U.S. Patent and Trademark Office under 37 CFR 1.137(b) to revive the present application.

An office action was mailed November 23, 2001 in the current case. The Applicant was interested in responding to the office action. A response was prepared but inadvertently was not filed.

Only recently, when reviewing their patent cases, did the Applicants realize that he failed to respond to the official action. As a result, they do not have an application for the material filed. They confirmed that they had intended to respond to 00000016 062140 09674492

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the office action and immediately instructed the undersigned to determine whether

anything could be done to revive the US patent application. The undersigned

informed the Applicant that the instant Petition to Revive was applicable to the fact

situation of the instant application. The Response (basically the response prepared in

2002 but reformatted in light of the present USPTO guidelines) and this Petition were

immediately prepared, and are filed herewith.

It is apparent that the failure to file a response to the USPTO official action

was clearly inadvertent, and that the entire delay in filing from abandonment to the

instant filing attached herewith was unintentional. The grant of this petition is

respectfully requested.

Authorization to charge my Deposit Account \$750 for this petition and any

other charges is hereby granted. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Mark M. Friedman

Attorney for Applicant

Registration No. 33,883

Date: July 24, 2006

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